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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

SETO MARSELIAN, d/b/a BISTRO
PAZZO, individually and on behalf of all
others similarly situated,

Plaintiff,

vs.

WELLS FARGO & COMPANY, WELLS
FARGO BANK, N.A., and DOES 1–10,
inclusive,

Defendants.

Case No. 4:20-cv-3166-HSG

**Stipulation and Order to Extend
Briefing Schedule on Defendants'
Motion to Compel Arbitration and
to Dismiss the Complaint**

The Honorable Haywood S. Gilliam, Jr.

1 WHEREAS, plaintiff Seto Marselian, d/b/a Bistro Pazzo (“Plaintiff”) commenced
2 this action against defendants Wells Fargo & Company, Wells Fargo Bank, N.A, and Does
3 1–10 (“Defendants”) on May 2, 2020;

4 WHEREAS, the deadline for Defendants to respond to the Complaint was extended
5 by the parties’ stipulation to September 18, 2020;

6 WHEREAS, Defendants moved to compel arbitration and to dismiss the complaint
7 on September 18, 2020;

8 WHEREAS, under Civil Local Rules 7-3(a) and 7-3(c), Plaintiff’s opposition to
9 Defendants’ motion is currently due October 2, 2020, and Defendants’ reply is currently
10 due October 9, 2020;

11 WHEREAS, the parties have agreed to extend the deadlines provided under the
12 Civil Local Rules, to accommodate counsel’s schedule and to account for the remote
13 working conditions caused by the COVID-19 pandemic;

14 WHEREAS, Defendants agree that Plaintiff may have 28 additional days to
15 respond to Defendants’ motion;

16 WHEREAS, Plaintiff agrees that Defendants may have 14 additional days to file
17 their reply;

18 WHEREAS, the parties have previously stipulated to extend Defendants’ deadline
19 to respond to the complaint, but have not requested any previous extensions of this
20 briefing schedule or any previous extensions requiring a court order;

21 WHEREAS, this extension will not affect the noticed hearing date for Defendants’
22 motion of December 10, 2020;

23 NOW, THEREFORE, pursuant to Civil Local Rule 6-2(a), the parties stipulate to
24 extend the briefing schedule on Defendants’ motion to compel arbitration and to dismiss
25 the complaint as follows:

- 26 • Plaintiff’s opposition to Defendants’ motion shall be due October 30, 2020.
- 27 • Defendants’ reply brief shall be due November 20, 2020.

1
2 Dated: October 1, 2020

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4 s/ Albert Y. Chang*

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15 Dated: October 1, 2020

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Company and Wells Fargo Bank, N.A.*


*I hereby attest that concurrence in the filing of this document has been obtained from all persons whose signatures are indicated by a conformed (s/) signature within this e-filed document.

* * *

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 10/2/2020


HONORABLE HAYWOOD S. GILLIAM, JR.
UNITED STATES DISTRICT JUDGE